

Substitute for Form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Complete if Known

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|-------|---|----|---|------------------------|------------------|
| Sheet | 1 | of | 3 | Application Number | 10/072,238 |
| | | | | Filing Date | February 5, 2002 |
| | | | | First Named Inventor: | James B. Schremp |
| | | | | Art Unit | 2451 |
| | | | | Examiner Name | Karen C. Tang |
| | | | | Attorney Docket Number | 5219P005X2 |

U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|--|--------------|--------------------------------|--|--|
| | | Number-Kind Code ² (If known) | | | | |
| | | US- | 4,454,594 | 6/12/1984 | Hefron, Charles B., et al. | |
| | | US- | 5,247,688 | 9/21/1993 | Ishigami | |
| | | US- | 6,067,369 | 5/23/2000 | Toshio Kamei | |
| | | US- | 6,229,922 | 5/8/2001 | Sasakawa, et al. | |
| | | US- | 6,438,556 | 8/20/2002 | Malik, Nadeem, et al. | |
| | | US- | 7,047,241 | 5/16/2006 | Erickson, John, et al. | |
| | | US- | 7,500,007 | 3/3/2009 | Ikezoye, Vance, et al. | |
| | | US- | 7,529,659 | 5/5/2009 | Wold, Erling H. | |
| | | US- | 2002/0120577 | 8/29/2002 | Hans, Mathieu C., et al. | |
| | | US- | 2003/0061490 | 3/27/2003 | Aram C. Abajian | |
| | | US- | 2005/0039000 | 2/17/2005 | Erickson, John, S. | |
| | | US- | 2005/0216433 | 9/29/2005 | William Bland, et al. | |
| | | US- | 2008/0133415 | 6/5/2008 | Ginter, Karl L., et al. | |
| | | US- | 2009/0030651 | 1/29/2009 | Erling Wold | |
| | | US- | 2009/0031326 | 1/29/2009 | Erling Wold | |

FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
|--------------------|-----------------------|--|--------------------------------|---|---|----------------|
| | | Country Code ³ Number ⁴ Kind Code ⁵ (if known) | | | | |
| | | EP0349106A1 | 1/3/1990 | British Broadcasting Corporation | | |
| | | EP1354276 B1 | 12/12/2007 | Audible Magic Corp. | | |
| | | WO 09/017710 | 2/5/2009 | Audible Magic | | |
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| Examiner Signature | Date Considered |
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| | | | | Art Unit | 2451 |
| | | | | Examiner Name | Karen C. Tang |
| Sheet | 2 | of | 3 | Attorney Docket Number | 5219P005X2 |
| NON PATENT LITERATURE DOCUMENTS | | | | | |
| Examiner Initials* | Cite No ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published | | | T ² |
| | | BRESLIN, Pat, et al., Relatable Website, "Emusic uses Relatable's open source audio recognition solution, TRM, to signature its music catalog for MusicBrainz database," http://www.relatable.com/news/pressrelease/001017_release.html , October 17, 2000. | | | |
| | | Business Wire, "Cisco and Fox Host Groundbreaking Screening of Titan A.E.; Animated Epic Will Be First Film Ever to be Digitally Transmitted Over the Internet Monday," June 5, 2000, 08:14 EDT. | | | |
| | | SCHNEIER, Bruce, Applied Cryptography, Protocols, Algorithms and Source Code in C, Chapter 2 Protocol Building Blocks, 1996, pages 30-31. | | | |
| | | PCT Search Report PCT/US08/09127, International Search Report dated October 30, 2008, 8 Pages. (5219P011PCT) | | | |
| | | Audible Magic Office Action for 09/706,227 (P003) mailed 1/9/09 | | | |
| | | Audible Magic Office Action for 11/239,543 (P004C) mailed 4/23/08 | | | |
| | | Audible Magic Notice of Allowance for 11/239,543 (P004C) mailed 11/6/08 | | | |
| | | Audible Magic Notice of Allowance for 11/239,543 (P004C) mailed 2/25/09 | | | |
| | | Audible Magic Office Action for 09/999,763 (P005X) mailed 12/22/08 | | | |
| | | Audible Magic Office Action for 11/048,308 (P007D2) mailed 3/5/09 | | | |
| | | Audible Magic Office Action for 11/048,338 (P007D3) mailed 1/7/09 | | | |

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| Sheet | 3 | of | 3 |
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NON PATENT LITERATURE DOCUMENTS

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